

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING OF
THE BOARD OF DIRECTORS OF THE
FOREST VIEW ACRES WATER DISTRICT
AND THE BOARD OF DIRECTORS OF THE
WATER ACTIVITY ENTERPRISE
HELD
SEPTEMBER 19, 2006

A regular meeting of the Board of Directors of the Forest View Acres Water District and the Board of Directors of the Water Activity Enterprise (referred to hereafter as "Board") was held on Thursday, the 19th day of September, 2006, at 5:30 P.M. at the Tri Lakes Fire Department, Station No. 1, 18650 Highway 105, Monument, Colorado. The meeting was open to the public.

The meeting was recorded with both audio and video by an audience member.

ATTENDANCE

Directors In Attendance Were:

Barbara Reed-Polatty, Chairman
Eckehart Zimmermann
Jeff Walker

Upon motion duly made by Director Zimmermann, seconded by Director Walker and, upon vote, unanimously carried, the absences of Kajetan Nowacki and Richard Crocker were excused.

Also In Attendance Were:

Lisa Johnson and Deborah D. McCoy; Special District Management Services, Inc.

Paul C. Rufien, Esq.; Paul C. Rufien, P.C.

Mike Bacon; Community Solutions, Inc.

Dan LaFontaine; Independent Water Services

See attached list for others in attendance

ADMINISTRATIVE MATTERS

Agenda: Ms. Johnson distributed for the Board's review and approval a proposed Agenda for the District's Regular Meeting. Following discussion, upon motion duly

RECORD OF PROCEEDINGS

made by Director Zimmerman, seconded by Director Walker and, upon vote, unanimously carried, the Agenda was approved, as amended.

Minutes: The Board reviewed the minutes of the August 18, 2006 reconvened regular meeting. Following discussion, upon motion duly made by Director Zimmermann, seconded by Director Walker and, upon vote, unanimously carried, the Board approved the minutes of the August 18, 2006 reconvened regular meeting.

The Board then reviewed the minutes of the August 24, 2006 regular meeting. Following discussion, upon motion duly made by Director Walker, seconded by Director Zimmermann and, upon vote, unanimously carried, the Board approved the minutes of the August 24, 2006 regular meeting.

Recognition of Dan LaFontaine: Following discussion, upon motion duly made by Director Walker, seconded by Director Zimmermann and, upon vote, unanimously carried, the Board approved a Resolution of Appreciation for Mr. LaFontaine.

Director Walker addressed the Board and expressed his appreciation of the work done by Mr. LaFontaine and his dedication to the District.

Public comments on agenda items: No comments were made.

FINANCIAL MATTERS

Claims: The Board considered approval of the payment of claims for the period ending September 19, 2006, totaling \$20,906.74.

Following discussion, upon motion duly made by Director Zimmermann, seconded by Director Walker, and upon vote, unanimously carried, the Board approved payment of claims for the period ending September 19, 2006, totaling \$20,906.74.

Financial Statements: The Board reviewed the unaudited financial statements of the District setting forth the cash deposits, investments, budget analysis, and accounts payable vouchers for the period ending August 31, 2006. Following review, upon motion duly made by

RECORD OF PROCEEDINGS

Director Zimmermann, seconded by Director Walker and, upon vote, unanimously carried, the unaudited financial statements were accepted as presented.

2005 Audit: Ms. Johnson reported that Ms. Schilling and Attorney Zilis should have the audit completed within the next few weeks.

2007 budget: The public hearing on the 2007 budget will be held on Thursday, November 30, 2006 at 5:30 p.m. at the regular meeting place.

BILLING MATTERS

Billing Report: The Board reviewed the Billing Report for August 2006 water usage.

Availability of Service ("AOS") Fees: The Board discussed the fees and directed staff to prepare an analysis of the AOS Fees, compile an average water usage and water service fee figure and present a report to the Board at a future meeting.

LEGAL MATTERS

Red Rock Reserve development: There was nothing new to report.

Wilde Property Water Service: There was nothing new to report.

Service contract with Community Solutions, Inc.: Discussion was deferred to the next meeting.

Policy regarding work/research requested by residents of the District: Attorney Rufien discussed a proposed policy and recommended that when residents request additional work, the request be put on the agenda for the next meeting for review and approval by the Board. The Board directed staff to implement the policy, as recommended.

Higgins Inclusion: Mr. Higgins needs to provide an agreement, water rights information, etc. and continue to work with Attorney Rufien to complete the inclusion process.

RECORD OF PROCEEDINGS

Termination of Schmidt Inclusion: Attorney Rufien discussed the request from Mr. Schmidt to terminate the inclusion process. As part of the process, Attorney Rufien would need to draft a pleading to the Court rescinding the inclusion. In addition, water rights would need to be conveyed back, if determined that water rights were conveyed to the District. Director Reed-Polatty will contact Mr. Schmidt.

ELECTION

November 2006 Election: The Board discussed the community meetings held on September 10 and 11. It was noted that pro and con statements for the TABOR notice must be submitted to the Designated Election Official by 3:00 p.m. on Friday, September 22.

Jeff Dull, Stuart Currier, and Barbara Reed-Polatty volunteered to serve as election judges.

OPERATIONS REPORT

Water Operator report: Mr. LaFontaine distributed and reviewed the Operational Report and the Production Report for August 2006 and through September 15, 2006.

Paving at the Arapahoe Building: The project will cost approximately \$30,000. Discussion was deferred.

Chlorine Analyzer: Mr. Bacon reported that the analyzer will cost approximately \$3,500. Following discussion, upon motion duly made by Director Zimmermann, seconded by Director Walker and, upon vote, unanimously carried, the Board authorized the purchase of a chlorine analyzer for an amount not to exceed \$3,500.

Tank Telemetry Alarm: Mr. Bacon reported that the alarm will cost approximately \$4,000. Following discussion, upon motion duly made by Director Zimmermann, seconded by Director Walker and, upon vote, unanimously carried, the Board authorized the purchase of a tank telemetry alarm for an amount not to exceed \$4,000.

Fire proof storage: Mr. Bacon reported that the storage unit will cost \$600-\$700. Following discussion, upon motion duly made by Director

RECORD OF PROCEEDINGS

Zimmermann, seconded by Director Walker and, upon vote, unanimously carried, the Board authorized the purchase of a fire proof storage unit for an amount not to exceed \$700.

Dawson Well: The Board directed Mr. Bacon to obtain a second proposal for the work.

Following discussion, upon motion duly made by Director Walker, seconded by Director Zimmermann and, upon vote, unanimously carried, authorized Mr. Bacon to contract with the party that submits a proposal that will allow for completion of the project, for an amount not to exceed the funds remaining in the DOLA grant account, subject to final legal, operator, and Board review of the proposal and contract. The Board also approved the expenditure of the remaining DOLA grant funds to complete the project.

OTHER BUSINESS

Public comments: Jeff Dull-questions about election judges and who administers the election.

Stuart Currier-questions on certifying the ballot and could the District have coordinated the election with the County. Questions on upsizing of the lines in Shiloh Pines and Sundance. Question on when the Board of County Commissioners can appoint new Board members due to a vacancy.

Barry King-questions on the ballot questions and how much the District is asking for in debt authorization.

Resignation of Director: Director Walker presented his resignation, effective as of September 19, 2006.

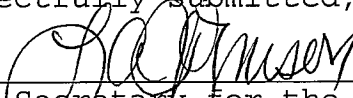
RECORD OF PROCEEDINGS

ADJOURNMENT

There being no further business to come before the Board at this time, upon motion duly made by and seconded and, upon vote, unanimously carried the meeting was adjourned.

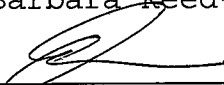
Respectfully submitted,

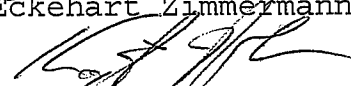
By

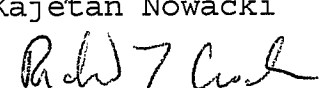

Secretary for the Meeting

THESE MINUTES APPROVED AS THE OFFICIAL SEPTEMBER 19, 2006 MINUTES OF THE FOREST VIEW ACRES WATER DISTRICT BY THE BOARD OF DIRECTORS SIGNING BELOW:


Barbara Reed-Polatty


Eckehart Zimmermann


Kajetan Nowacki


Richard Crocker

Please ***print*** your name, address and phone number and the issue(s) you are interested in addressing at this meeting.

NAME	ADDRESS	TELEPHONE/EMAIL	ISSUE(S) TO BE ADDRESSED
<i>Penny Hefner</i>	18290 Spring Valley Rd	649-9540	
<i>Dave Higgins</i>	P.O. Box 1588	331-9331	
<i>Dan LaFontaine</i>	160 Middle Glenway	640-9258	
<i>Mindy LaFontaine</i>	160 Middle Glenway	640-9258	
<i>Susan Gates</i>	18235 Sunburst Dr	487-1606	
<i>FREDERICK MALMSTROM</i>	18235 Sunburst Drive	487-1606	
<i>Jeff Dull</i>	5745 El Rancho Way	981 9167	Election Judges
<i>Stuart Currier</i>	18650 Cloven Hoof Dr.	487-1156	Budget on upcoming Vote and Jurisdiction of Vote
<i>Barry King</i>	17280 Shiloh Pines	488-2141	For Water
<i>John Heiser</i>	P.O. Box 1742 Monument Co. 80132	488-3455	None

